

# Exhibit C

# RE: Headwater (EDTX-422): Draft Docket Control Order, Discovery Order, and Protective Order

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Thursday, Mar 30 at 5:54 PM

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Thank you, Jason. This is helpful. We do not agree that the Rules are clear what constitutes a “deposition” such that a Rule 30(b)(6) deposition is necessarily limited to seven hours. We came across the *Infernal* case, too, but we have not seen it applied in EDTX or by Judge Gilstrap. Judge Gilstrap has allowed for Rule 30(b)(6) depositions to exceed 7 hours in disputes very similar to this one. See *Quest Nettech Corp. v. Apple Inc.*, Case No. 2:19-cv-00118-JRG, Dkt. Nos. 31 and 41 (E.D. Tex., July 15, 2019), for example.

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